IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 6TH MARCH 2007 / 15TH PHALGUNA 1928

WP(C).No. 32615 of 2006(G)

PETITIONER:

N.S.S.KARAYOGAM NO.278,
THRIKKOTHAMANGALAM, KOTTAYAM,
REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.M.P.MADHAVANKUTTY

RESPONDENTS:

1.E.V.JOSE, EZHAKUNNEL HOUSE,
VAKATHANAM, KOTTAYAM.

2.VAKATHANAM PANCHAYATH,
KOTTAYAM, REPRESENTED BY ITS SECRETARY.

3.ENVIRONMENTAL ENGINEER,
KERALA STATE POLLUTION CONTROL BOARD,
DISTRICT OFFICE, KOTTAYAM.

4.DISTRICT COLLECTOR, KOTTAYAM.

R1 BY ADV. SRI.K.GOPALAKRISHNA KURUP
R2 BY ADV,SRI.BECHU KURIAN THOMAS
R3 BY ADV. SRI.M.K.CHANDRAMOHAN DAS,S.C,POLLUTION B

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.32615 of 2006

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Dated: 6th March, 2007

JUDGMENT

I do not propose to go into the merits of the matter. The 1st respondent is presently having a licence issued from the Panchayat which is valid upto 31.3.2007. He is having a consent also from the Pollution Control Board not only to establish the unit but also to operate the unit. The licence which the 1st respondent is presently having will expire on 31.3.2007. While the Panchayat considers the 1st respondent's application for renewal of the said licence, the Panchayat will hear the petitioner also before taking a decision. Once decision is taken the petitioner and the 1st respondent will be informed of the same. The petitioner is permitted to approach the Environmental Engineer of the Pollution Control Board if the petitioner has a grievance that the 1st respondent is violating the terms of the consent which was issued to him by the Pollution Control Board.

The Writ Petition will stand disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**